

Approved BOARD MINUTES May 11, 2017

The Village Board meeting was called to order at 7:30 pm by Mayor Manicki, who led the pledge to the flag and welcomed those in attendance to the meeting.

PRESENT: Mayor Manicki, Trustees: Warmus, Overhoff, Green and Daluisio, Superintendent Sitzman, Clerk/Treasurer Wachowiak, Deputy Clerk Galbraith, Attorney Trapp, CEO Czechowski, Eugene Nuwer, Ted Mezydlo, Frank DiChristina, Laura Ross, Patricia and William Aquila, Mary Refermat, Ron Toczek, Katie Madonia, Jazzy Dones, Darlene Kocher, Carolyn Gadd, Brooks Bowman, Dr. Mathew Will and Sue DeWitt, Alden Advertiser,

MOTION by Trustee Warmus seconded by Trustee Overhoff, to approve the minutes of the April 27, 2017 meeting. Carried.

MOTION by Trustee Daluisio, seconded by Trustee Green, to approve for payment bills on abstract dated May 11, 2017. Carried.

Payroll	\$36,097.92
Abstract	\$56,463.83

MOTION by Trustee Green, seconded by Trustee Warmus, to approve the following reports for April: DPW, fire fuel, CEO, court, Treasurer and court. Carried.

MOTION by Trustee Warmus, seconded by Trustee Green, to enter into the Public Hearings.7:35 pm. Carried.

Public Hearing Special Permit, Pet/Vet

CEO Czechowski explained that the village received an application for a special use permit from MBM Investments. .The permit is for a mobile veterinary clinic located in the Tractor Supply Store, 13059 Broadway.

Mathew Will, DVM – 13269 Broadway, Country Village Pet Care Hospital questioned who applied for the permit. According to Dr. Will (citing the NYS Education Dept. rules), it must be run by a veterinarian licensed in New York, or if it is a corporation, must be owned by a licensed veterinarian. Dr. Will questioned who is running the clinic? Pet Vet? VIP Pet Care? CVC? Community Veterinary Clinic is out of Delaware, are the vets licensed in NYS? Although the zoning is proper for the usage, Dr. Will reiterated the fact that the liability is with the licensed professional. Questioning if the permit extends to the location or the licensed professional? The advertisement offers vaccines, fecal tests, deworming, microchip, bloodwork, etc. who is responsible for this?

CEO Czechowski explained the village is issuing the permit to MBM, the owners of the plaza, and it can be contingent on restrictions if the board would deem any necessary. Attorney Trapp explained the liability would be on the corporation, we are only issuing a zoning permit, and liability is not with in village’s authority or concern.

Katie Madonia – VIP Pet Care was in attendance thanked Dr. Will and was willing to answer some of the questions posed by him.

The clinics are all run by NYS Licensed Veterinarians. They will provide wellness services, if an animal needs more attention, they will be referred to a local full service

veterinarian. She reassured the board, the clinic owned by a licensed veterinarian, Community Veterinary Clinics.

MOTION by Trustee Daluisio, seconded by Trustee Green, to exit the Public Hearings. 7:47 pm. Carried.

COMMUNICATIONS

Letter for and against HOP/food truck license for Laura Ross, Alden Chamber newsletter and meeting minutes, RBC Wealth portfolio, newsletters from: American City & County, Benetec, Grant Action News and Heart and Hands. Requests from: Chamber solicitation for Taste of Alden, ACTS sign request, VFW Memorial Day Ceremony and St. John's for park use. Meeting notices- Village Officials and Assoc. of E.C. Government, Notification from Charter Communication- franchise agreement still pending. Letter from E.C. Executive concerning NYS Shared Services Property Tax Saving Plan and CDBG Consortium. Inter-municipal Agreement with Town concerning Fire Protection, minutes from Town of Alden.

MOTION by Trustee Warmus, seconded by Trustee Daluisio, to file as received all correspondence. Carried.

RESOLUTIONS/APPOINTMENTS/REQUESTS/MOTIONS:

Resolutions/Appointments/Requests/Motions for May 11, 2017,

MOTION by Trustee Warmus and seconded by Trustee Green, to approve ACTS request to advertise their upcoming play Cinderella on the digital sign from May 10-20, 2017. Carried.

MOTION by Trustee Daluisio and seconded by Trustee Overhoff, to approve the change in the time for the following summer meetings to be held at 8 am. June 22, July 27, and August 24. Carried.

MOTION by Trustee Warmus and seconded by Trustee Green, to return Shawn Eastland to the position of MEO - effective May 8, 2017, at the rate of \$24.17/hr. Carried.

MOTION by Trustee Overhoff and seconded by Trustee Daluisio, to return Patrick Cavanaugh to the position of Laborer - effective May 15, 2017, at the rate of \$22.17/hr. Carried.

MOTION by Trustee Warmus and seconded by Trustee Daluisio, to allow Clerk Wachowiak to make yearend budget transfers. (inter-fund/over). Carried.

MOTION by Trustee Green and seconded by Trustee Overhoff, to approve St. John the Baptist Church's request for the following: use of Firemen's Memorial Bandstand Park on Sunday, June 4th for their annual Prayer in the Park from noon to 3pm, use of electricity and permission to put up a sign from May 26 – June 4. Carried.

MOTION by Trustee Daluisio and seconded by Trustee Green, to approve the Home Occupation Permit for Laura Ross, 13390 Irving Street, as per submitted application. Carried.

MOTION by Trustee Warmus and seconded by Trustee Green, to approve the sign permit for Berried Treasures, 13219 Broadway, as per submitted application. Carried.

MOTION by Trustee Warmus and seconded by Trustee Overhoff, to approve the sign permit for New 2 You/Under One Roof, 13394 Broadway, as per submitted application. Carried.

MOTION by Trustee Overhoff and seconded by Trustee Green, to set a Public Hearing for mobile home park license renewals on Thursday, June 8, 2017 at 7:35PM. Carried.

MOTION by Trustee Warmus and seconded by Trustee Daluisio, to approve the Mobile Food Vendor License for Laura Ross/The Pink Cow, 13119 Broadway, as per submitted application. (NOTE: License is good for 90 days of operation, and would then need to be renewed). Carried.

MOTION by Trustee Green and seconded by Trustee Overhoff, to approve the Special Permit for MBM investments (TSC/CVC Petcare/PetVet), 13059 Broadway, as per submitted application. Carried.

MOTION by Trustee Daluisio and seconded by Trustee Overhoff, to award the bid for the Municipal Building Truck bay Floor Resurfacing to Nichter Construction Inc. for the sum of \$37,300.00 Carried.

MOTION by Trustee Green and seconded by Trustee Warmus, to reject all bids received for the Municipal Building North Entrance Roof Project as all proposals received well exceeded the project budget. Carried.

MOTION by Trustee Green and seconded by Trustee Warmus, to approve the following:
Proclamation

WHEREAS, service is defined as contribution to the welfare of others, and
WHEREAS, the epitome of that definition can be found through the life and works of a life-long Alden resident, Fred Blowers, a devoted family man to his wife of forty-nine years, Sandra, and father to his son and daughter, and

WHEREAS, whether it was as a staff sergeant during the Korean Conflict, as a driver with the State Highway Department for over thirty six years, or as a member of the Alden Hook & Ladder Fire Co., Inc. for over fifty two years, Fred has faithfully and consistently shared his time and talents throughout Alden, and

WHEREAS, the Fire Company's Easter Egg Hunt, the New Year's Eve Ball Drop, and the various parades around Alden with Fred proudly driving Old Buffalo would not be the same without Fred's participation, and

WHEREAS, he has served as a true role model who seeks not personal recognition or glory only the opportunity to assist and be a friend to all that come in contact with him, and

WHEREAS, the Alden Chamber of Commerce has recognized both his talents and dedication by naming Fred Blowers the 2017 Distinguished Citizen in Alden,

NOW, BE IT THEREFORE RESOLVED, that the Board of Trustees of the Village of Alden, and indeed, all of the residents of the Village of Alden, gratefully recognize the contributions over the years of Fred Blowers and wish to honor his life and service to the Village and its residents, and

THEREFORE, BE IT FURTHER RESOLVED, that henceforth, May 16, 2017 shall be known as Fred Blowers Day in honor of one who seeks only to serve.

Roll Call Vote: Trustee Green-aye
Trustee Warmus-aye
Trustee Overhoff- abstain
Trustee Daluisio-aye
Mayor Manicki-aye Carried.

BUSINESS FROM FLOOR-

Mayor Manicki read a note from resident Darlene Kocher, 1740 Meadow Dr. concerning recent vandalism on her street. Her daughter Lauren had 4 nails in her tire - all lined up in a row, the tire couldn't be plugged - had to buy a new tire \$142, her jeep was parked in their garage. Her neighbor Carolyn Gadd's daughters' car was keyed Friday night (5/5/17). Clerk Wachowiak reported she received calls from Meadow Dr. residents – one had paint on her car that could not be removed and her neighbor had the valve stems in two of his cars slashed. Meadow Dr. and Willow Woods were the locations of similar damage last year, which sub sided during the winter, but appear to have resumed. Mayor Manicki acknowledges the problem, and the E. C. Sheriff and NYS Troopers have been informed. The Mayor will contact both entities and ask for more patrols.

Frank DiChristina – 13383 Irving St. addressed the audience, not as a disgruntled business owner, but as a resident for 35 years, concerning the HOP for Laura Ross – 13390 Irving St. DiChristina questioned the following: what food will she be cooking? Why does she throw out her garbage at her residence as opposed to using her business location? If a rodent problem develops, who will pay the exterminator? The Mayor's responses were: she will be cooking baked goods, making salads and an occasional roast. The HOP fee does include an additional garbage fee, and the "garbage" in question is recyclables so there should not be a rodent problem because of it.

Mary Refermat – 13611 Broadway. Since Gamma has elevated their driveway and there is no retention pond, it has caused flooding on her property and causing her trees to up root, due to the standing water. The sidewalk also retains stagnant water and the stones are washing onto it. Is there anything the village can do?

Mayor Manicki questioned the location and if it is a private matter. CEO Czechowski and Superintendent Sitzman will look into it.

Ron Toczek – 1561 Emerson, has several children and is teaching them the rules of the pedestrian crossings. Less than 50% of the people stop for the yield signs in the street. Superintendent Sitzman-the state owns and governs Broadway. Mayor Manicki – we are waiting on a state study to determine if we qualify for lighted pedestrian crossings like

the school just erected on Park St. It appears at the time of the meeting the study is being conducted now.

REPORTS FROM COMMITTEES/DEPARTMENTS:

Superintendent Sitzman –update on projects, working with the town to chip/seal Sullivan road. Looking to complete 2 sections of sidewalk – Crittenden to Cherry Tree Lane and W. Main from Meadow Dr. To Willow Woods.

Attorney Trapp – still working with Charter Communications on contract, Judge’s Memorial Golf Tournament – Fox Valley on Monday, August 14.

Mayor Manicki – thank you to the DPW and Fire Dept. for their work with the Torrential rains, causing flooded roads and Bennett’s roof collapse.

UNFINISHED AND TABLED BUSINESS:

None

ADJOURNMENT

Adjournment by Trustee Warmus and seconded by Trustee Green at 8:25 pm to go into Executive Session to discuss 2 matters of litigation. Adjournment with a moment of silence for Faith Wendling, a long time village resident. Carried.

MOTION by Trustee Daluisio and seconded by Trustee Green, to adjourn from the Executive Session at 8:43 pm. Carried.

MOTION by Trustee Warmus and seconded by Trustee Overhoff to adjourn from the regular meeting and to enter a work session for purposes of discussing the supply of water at 8:44 pm. Carried.

MOTION by Trustee Green and seconded by Trustee Warmus, to adjourn from the work session at 9:30 pm. Carried.

I respectfully submit,

Sue Galbraith,
Deputy Village Clerk